

REMARKS

The claims have been amended to more clearly define the invention as disclosed in the written description. In particular, new claims 16-18 have been added and claim additional features of the invention. In addition, the claims have been amended for clarity.

Applicants believe that the above changes answer the Examiner's Claim objections, and respectfully request withdrawal thereof.

The Examiner has rejected claims 1-15 under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Application Publication No. 2002/0138781 to Okuda et al.

The Okuda et al. publication discloses a file management method, program therefor, recording medium containing the program, and file management apparatus for performing the method, in which depending on the format of an optical disc (CD, CD-R, CD-RW), the Okuda et al. method/apparatus presumes a certain predetermined file format and then only looks for that file format on the optical disc.

The subject invention, as claimed in independent claims 1, 7 and 15, includes a capabilities (CAP) file stored in the apparatus, this file being retrieved to determine all of the file types playable by the apparatus, the comparing of the file types on an information carrier with those denoted in CAP, and the generation of a playlist of only those data files playable on the apparatus.

Applicants submit that Okuda et al. neither discloses nor suggests such a CAP file and the retrieval of the CAP file to determine the capabilities of the apparatus.

Claims 5 and 12 include the limitation "downloading means for downloading a plug-in allowing the reading apparatus to play data files contained on said information carrier and considered non-playable according to the CAP of said reading apparatus", while claim 13 includes the limitation "means for updating said CAP according to the content type and/or coding format playable by said plug-in".

In each case, the Examiner has indicated that this is disclosed in Okuda et al. and indicates paragraph [0015] therein.

Applicants submit that the Examiner is mistaken. In particular, paragraph [0015] of Okuda et al. states:

"According to another aspect of the present invention, a file management method for downloading a desired file to a predetermined recording medium by accessing recording unit in which file are recorded in a layered structure is provided. The file management method includes the steps of acquiring from the recording unit first information on the addresses in the layered structure of files belonging to a predetermined folder and second information on the addresses in the layered structure of files belonging to a subfolder of the predetermined folder, and creating, based on the first and second information, folders respectively corresponding to the predetermined folder and the subfolder in a single layer in the recording medium, and recording on the recording medium files belonging to the predetermined folder and the subfolder."

Applicants submit that it should be clear to one skilled in the art that Okuda et al. is referring to downloading a desired file to a recording medium, and the subsequent playing back of that

desired file. However, Applicants submit that there is no disclosure or suggestion in Okuda et al. of being able to download a "plug-in" for expanding the playing capabilities of the apparatus, and for updating the capabilities (CAP) file based on the downloaded "plug-in".

In view of the above, Applicants believe that the subject invention, as claimed, is neither anticipated nor rendered obvious by the prior art, and as such, is patentable thereover.

Applicants believe that this application, containing claims 1-18, is now in condition for allowance and such action is respectfully requested.

Respectfully submitted,

by /Edward W. Goodman/
Edward W. Goodman, Reg. 28,613
Attorney
Tel.: 914-333-9611
